

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Jeffrey J. Lace et al.)
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 International Serial No.: PCT/US98/02043)
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 International Filing Date: February 4, 1998)
)
 U.S. Serial No.: 09/355,436)
)
 U.S. Filing Date: July 28, 1999)
)
 For: ANTI-THEFT VEHICLE SYSTEM)

PETITION UNDER 37 C.F.R.
 1.181 TO WITHDRAW THE
 HOLDING OF ABANDONMENT
RECEIVED

13 SEP 2000

Assistant Commissioner for Patents
 Box PCT
 Washington, D.C. 20231

Legal Staff
 International Division

Dear Sir:

In accordance with 37 C.F.R. 1.181, the undersigned attorney petitions that the holding of abandonment for the above-identified application be withdrawn. Enclosed is a check in the amount of \$130.00 for the fee required under 37 C.F.R. 1.17 (m). The Commissioner is also authorized to charge any further fees which may be due to our Deposit Account No. 02-2712. The pertinent facts are as follows:

1. In connection with the above-identified application, Applicant submitted on 28 July 1999 to the United States Patent and Trademark Office, as an Elected Office (37 CFR 1.495), a transmittal letter concerning a filing under 35 U.S.C. § 371 and paid the U.S. basic national fee, as evidence by Exhibit A.

2. The United States Patent and Trademark Office mailed to Applicant on 24 September 1999 a "Notification of Missing Requirements under 35 U.S.C. 371 in the United States

CERTIFICATE OF MAILING: (37 C.F.R. 1.8) I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231 on August 30, 2000, by Daniel H. Bliss

Adjustment date: 10/11/2000 ERIHANDO
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02/07/2000 LLANDGRA 00000030 022712 09355436
 Sale Ref: 00000107 DAI: 022712 09355436
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Designated/Elected Office (DO/EO/US)” acknowledging the facts recited in Paragraph 1 and stating that an oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date and a surcharge for providing same must be furnished by 24 October 1999 (which was a Sunday) in order to complete the requirements for acceptance under 35 U.S. C. 371.

3. On Monday, October 25, 1999, Applicant sent via first-class mail to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231 a response; a declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date; a check in the amount of \$130.00 as a surcharge for providing such declaration; a copy of the “Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US);” and a self-addressed, stamped postcard, as evidenced by Exhibit B, and with a Certificate of Mailing.

4. On 8 November 1999, Applicant received back from the United States Patent and Trademark Office the self-addressed, stamped postcard acknowledging that the Office received the items recited in Paragraph 3 on 29 October 1999, as evidenced by Exhibit C.

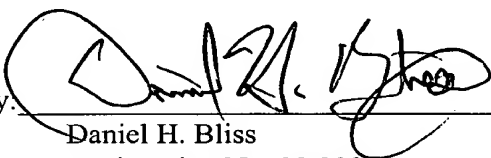
5. The United States Patent and Trademark Office mailed a “Notification of Abandonment” on 25 April 2000 to Applicant stating that the Office, in its capacity as an Elected Office (37 CFR 1.495), has determined that Applicant has failed to respond to the “Notification of Missing Requirements” (Form PCT/DO/EO/905), mailed 24 September 1999, within the time period set therein and that, therefore, the above-identified application failed to meet the requirements of 35 U.S.C. 371 and 37 C.F.R. 1.495 and is abandoned as to the United States of America, as evidenced by Exhibit D.

6. Petitioner will lose its rights and/or suffer irreparable damage if the application in paragraph 1 above will have become abandoned for failure to respond to the Notification in paragraph 2.

Accordingly, this Petition is being submitted to withdraw the holding of abandonment on the above-identified application so that the application may proceed to examination. The undersigned attorney requests that the Petition be granted and the fee for this Petition be refunded to Applicants because Applicants complied with the Patent Office rules.

If for some reason this Petition is not granted in accordance with 37 C.F.R. 1.137(b), the undersigned attorney requests that the above-identified application be revived, as this application was unintentionally abandoned. The Commissioner is authorized to charge the Deposit Account No. 02-2712 in the amount for the fee required under 37 C.F.R. 1.17(m) and any other fees which may be due.

Respectfully submitted,

By: 
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Date: August 30, 2000

Attorney Docket No. 1201.00022